IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY SIXTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 21792 of 2004

Between:

K. Naveen Kumar, S/o. K. Kondal Rao, Business,
R/o. 1-89/2, Kukatpally, Hyderabad.

..... PETITIONER

AND

Kukatpally Municipality,

Kukatpally, Ranga Reddy District,
Hyderabad, Rep. by its Commissioner.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus, or any other appropriate Writ, order or direction, declring the action of the respondent herein in interfering with the construction of the House in the premises bearing H.No. 22-306/A/2, situated at Bhagya Nagar Co-operative Housing Society Limited, Phase-II Kukatpally Village and Municipality, Balanagar Mandal, Ranga Reddy District, without there being any prior notice or order as illegal, unjust and arbitrary and contrary to AP Municipalities Act, contrary to the law laid down and as liable to be set aside

Counsel for the Petitioner:MR.CH.DHANAMJAYA

Counsel for the Respondent : MR.THIMMA REDDY

The Court at the admission stage, made the following :

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO: 21792 of 2004

ORDER:

Apprehending that the respondent may demolish the house of the petitioner, which is situated at Bhagya Nagar Co-coperative Housing Society Limited, Phase-II, Kukatpally, Balanagar Mandal, Ranga Reddy District, the present writ petition is filed.

2. In the entire affidavit, no allegation is made with regard to the violation of any constitutional right much less legal right. In the absence of any violation of right, a direction cannot be given to the respondent.

3. Therefore, the writ petition is disposed of with an observation that if the respondent wants to take any action against the construction of the petitioner, the same shall be in accordance with law.

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November 26, 2004

Kvr

To

1. The sCommissioner.

Kukatpally Municipality,

Kukatpally, Ranga Reddy District,
Hyderabad,

2. Two C.D. Copies.